

3052

the Govt. that the term of President
 of the Council should in the State be
 limited, as has been done in the case of
 Presidents of District Boards

This question has been considered in
 the past kind reference is invited

to para 81 of the notes in file
 LS 74-37-1 on the subject but below

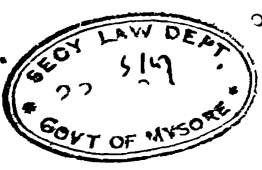
there is ample provision under the
 Mysore Act 1933 respectively for limiting

the term of the President of a Zilla or
 taluk to one year with the consent of

the local body concerned
 in view of this provision, no further
 orders limiting the term of office of the President

of the Council appear necessary. The attention of
 the Government will be drawn to the above
 facts.

Lawyer 24/12/33



(6) The question is not limiting the
 term of the elected presidents to one
 year only, but is also limiting

- the rights of the elected presidents
- Should they ^{only} office for one year only
- disqualifying them from
- standing for the ^{election} succeeding
- period & full term for &
- the one framed in 1950 requested
- The framed note on that point

was
22-12-62
from

also " above presidents
(17) The rights of the elected presidents of the town
or minor municipalities to hold office terminates with
the ~~termination~~ ^{life} of that particular council
unless they are ^{otherwise} removed. The life of many
Council is, ordinarily, three years, or, four
years, at the most, in special circumstances
vide S. 15 of the M.C. Act (1933) or S 12 of P.P.M.

by the District Officer of Shimoga under my order, 8/1/63, to be limited to one year in the case of the incumbents of those offices, viz Presidentship or Vice-presidency. This could be effected by means of a

3095/K

of the rules
amendment ~~to~~ similar to the one in
page E

HA
502/12 18) Pl put up the file in
which it has been under in the case
of Amesbury only that the term of
the President be limited to one year
please see KKs for
29/1/57

28.5.19) Refer with the M file 30-35-19 as for ^{order} ~~with~~
in para 18 supra
HA
3/2

28) At the meeting of the District Conference
held in May 1944 at Sheringa,
P.D. resolution was passed to the effect that
in the case of other local bodies
by K.L.S., a rule may be introduced
to the effect ~~that~~ as in the case of
the President of with boards that
a person who has held the office of the
President or of the Vice-President is
prohibited from being a candidate if
he has held that office for two
consecutive terms of ^{Local Body} ~~the~~ ~~Board~~
immediately preceding the date

of election ..

11/ P

21) In this amendment, kind reference is
made to article no 68 of 1953-54
- 42 dated 12.1.1940 whereas in the
case of Moreif it has been laid
down that: no person may be a candidate
for the office of the President if he has
held that office or for the office of the
vice-president if he has held that office
for two consecutive terms immediately preceding
each term being one year if it has been
so directed until the power to see 23(4)
by the Govt. of the Act

50/51
(10/10)

22) This ^{also} provision was considered in the year 1937
and it was considered unnecessary to take
action to or to restrict the term of President
- Vice President of the 43, since there is
provision under the ^{amendment} Act to limit it to one
year.

23) The point for consideration is -

whether it is necessary to introduce
a rule similar to A above in respect of
the candidature for the office of President
- Vice President of the 43 & 44 -
It is not also known whether it is the
intention to introduce a rule in respect

3095-

7 The village bunches - also
for miles into region 1 - down

Lawson for 19/4/45
OK. L. 14
19/4/45

It may not be necessary to
impose such a restriction unless
the local party desiring it
makes out a case.

RECEIVED
F. L. S. & P. H.
Date 14.2.45
No 6342

March 29

Cur
13-2-43 -
from

Cur
6-3-45
Cur 6-3-45

Spr H
15/8/45

Suburban airport matters

9/3
12/3

Lawson for 9/3/45

Cur 10-3-45

James 10/8/45

11.2) 29202 of 143-45 -

states in a general restriction and
recomm

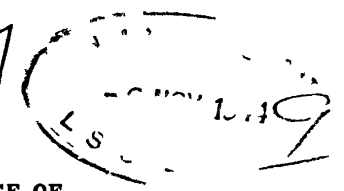
B
14/29/3

C F No 45]

MU 128-44-1

GOVERNMENT OF MYSORE

3095/



Tele gram
phone

No M6.Dt.Conf.23/44.
Encls

OFFICE OF

the Deputy Commissioner,

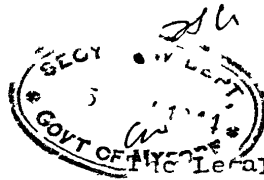
Shimoga District,

Shimoga,

Date 24th October 1944.

WKS

To



Legal Remembrance

and Secretary to Government,

Law Department, Bangalore.

Sir

District Conference Shimoga 1944.

....

In forwarding herewith an extract of the proceedings of the District Conference Shimoga, held in May 1944 under the President Ship of the Minister for Law and Revenue, I have the honour to state that it was urged that in the case of all local bodies a person once elected as President should not be allowed to stand for election to the same office again. After full discussion of the subject in its varied aspects it was unanimously resolved that a recommendation may be made enforcing similar rules as are in force in the case of election of Presidents to the District Boards.

I, therefore, request you to kindly obtain and communicate orders of Government in the matter.

I have the honour to be,
Sir,
Your most obedient servant.

M. V. Venkataswamy

For Deputy Commissioner,

Shimoga District

CRR/1

ವಿಷಯ

1. ಸ್ಥಳೀಯ ಸಂಸ್ಥೆಗಳಲ್ಲಿ ಒಂದಾವರ್ತಿ ಪ್ರಸಿದ್ಧಿಪಡಿಸಿದ ಚುನಾವಣೆಯಾದನಂತರ ಪುನಃ ಅವರಿಗೆ ನಿಲ್ಲದಂತೆ ಕಾನೂನು ಜಾರಿಗೆ ತರಬೇಕು ಸಾಗರ ತಾಲ್ಲೂಕು ಕಾನ್ಪರನ್ಸ್

ನಿರ್ದೇಶನ - ಡಿ.ಪ್ರಿ.ಪು. ಭೋರ್ಡ್‌ಗಳಲ್ಲಿರುವಂತೆ ಜಾರಿಗೆ ತರಬೇಕು ದಿ. 24.10.44
ರಾ.ಎ.ಪು.

L-9202-M 128-44-2 ✓ 10
1 Cpm
14/3/45

To

The Deputy Chief,
Shirong District
Sir,

With reference to
your letter no 176 Sb
containing order of 24.10.44
concerning orders on the
resolutions passed at the
District Conference held at
Shirong in the month of
May 1944 to the effect that
a restriction may be imposed
against the elected President
of the standing up for
as candidates for that the
Continuing after ^{the} one period
of tenure of their office,
as has been done in the
case of the elected President
of the Standing up of the District
I am directed to state
that the Govt considers

pages 1-11

App F IX 4

Previous References

7374-37-1
ml 53-37-34, 35, 36, 42
" 70-35-17, 19
" 152-37-1
Later References

1944

Municipal

File No 1286-44

Serial Nos 1, 2

GENERAL AND REVENUE SECRETARIAT

Serial Nos

100

Part B for

March 45

SUBJECT

Resolution passed in the D.C. Conference
at Shimoga re' election of Presidents
in Local Bodies ~~Matters~~

7 L.D.C. Shimoga
L 9202 dated 14.3.45
Issues instructions

2/4

3095/L

Letter No. 176 D1 Cmt 23/11/48 24.10.48 From the
DC L. H. May - Dist. Jdy the extract of proceedings
of the Dist. Conference Shingon

1) In ^{The District Board} A Conference held in May 1944, it was
unanimously resolved that, in the case of all local
bodies, a person once elected as president should
not be allowed to stand for election to the
same office again

2) The order/minutes orders on the above reso-
lution

L.H. May
11/12/48 (33) The file relating to this
subject in respect of the
President of the District Board may
be put up. L.H. May
11/12/48

4) In Govt notification no. 2 4145 - LB 74-37-1-33 11/37,
it is laid down, with regard to the election of President and Vice
President of a District Board, as follows -

4-A No person may be a Candidate for the Office of
the President if he has held that Office or for
the Office of the Vice-President, if he has held
that Office in the District Board for two consecutive
terms of the District Board
immediately preceding the date of election

5) Refer orders with reference to paras 1-2 supra

16/12/48 6) Pl put up LB 74-37-1

7) L.H. May 19/1/49 L.H. May 19/1/49

309500
8) Pl bring up. A note is
necessary in the matter

Am
19.12.44

9) Re Re-Election of presidents & vice presidents to the
local bodies (Vote paras 78 and 81 of the ~~Collective~~
LB 74-37-1 ~~not of law~~)
During the Project Session of the Representative
Assembly of June 1936, a representation was
made that, in order to improve the ~~administration~~
administration of the District Boards in the
State & to promote mutual goodwill
among the members of the Boards, the
Regulation & the Rules concerned may be
so amended as to provide that -
No person shall hold office as President
of a District Board for more than one
or two terms continuously

10) As a result of the discussions
on the above representation, a limit had to
be placed on the term for which a person
can hold the office of president & ~~vice president~~
vice president of a local body continuously

247 E
11) In Govt Notification No L 4145/LB
74-37-1 & 3 11 37, ^{it was directed that} Rule 4 A ~~was~~ be
substituted by Rule 4 A issued under Govt. Order
No L 3638-LB 85-31-1 & 12-11-1931 regulating the

election of president & vice-presidents of District Boards. By Rule 4A as issued after the above ~~amendment~~ ^{insertion} of 11.37, it was ^{inserted} laid down that "no person may be a candidate for the office of President if he has held that office or for the office of vice-president, if he has held that office in the District Board for two ~~consecutive~~ ^{consecutive} consecutive terms of the District Board immediately preceding the date of election."

12) Thus, the tenure of the office of the president or vice-president of a District Board cannot extend more than the period of two consecutive terms of the Board, so far as any individual person holding that office is concerned.

13) The question of placing a limit on the tenure of the president or vice-president of Municipalities was considered unnecessary in view of the provisions of Section 23(12) of the ^{Local} Municipalities Act, 1933 & 10(10) of the ^{Amendment} ~~Amendment~~ Act 1933.

14) The decision of the District Conference ^{held at Nagleg} Shimoga ~~of Nagleg~~ has again raised the issue of the tenure of the office of the elected presidents of local bodies. See letter to para 8 supra.

15) The ^{21/12} ~~21/12~~ resolution passed by the Shimoga District Conference on 11 May 1944 proposed to recommend